

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

CIVIL ACTION NUMBER 1:17-CV-00184-CCE-LPA

BARRY HONIG, an individual,

Plaintiff,

v.

ROBERT LADD, an individual; **MGT CAPITAL INVESTMENTS, INC.**, a Delaware corporation; **TERI BUHL**, an individual; and **DOES 1-20**,

Defendants.

**DECLARATION OF
DARREN A. LAVERNE, ESQ.**

DARREN A. LAVERNE, ESQ., hereby declares, pursuant to 28 U.S.C. § 1746 and under penalty of perjury, as follows:

1. I am a partner at the law firm of Kramer Levin Naftalis & Frankel LLP, counsel for defendants Robert Ladd and MGT Capital Investments, Inc. (“MGT”) in the above-captioned matter.
2. I submit this Declaration to provide the Court with a document pertinent to Mr. Ladd’s and MGT’s reply brief in further support of their motion to dismiss the complaint pursuant to Fed. R. Civ. P. 12(b)(6).
3. To the best of my knowledge, information, and belief, the exhibit to this Declaration is a true and correct copy of the following document:
4. Attached as Exhibit A is a copy of Amendment No. 1 to Schedule 13G (Form SC 13G/A) filed by Barry Honig with respect to MGT on February 11, 2016.

Dated: New York, New York
August 18, 2017

/s/ Darren A. LaVerne

Darren A. LaVerne*

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* LR 83.1(d) Special Appearance

CERTIFICATE OF SERVICE

I hereby certify that on this day, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

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This 18th day of August, 2017.

/s/ Darren A. LaVerne
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